

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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TYLER CHRISTIAN ANDERSON,

Case No. 3:20-cv-00143-MMD-CSD

Plaintiff,

ORDER

v.

C.O. SHEEKS, *et al.*,

Defendants.

Pro se Plaintiff Tyler Christian Anderson brings this action under 42 U.S.C. § 1983. Before the Court is the Report and Recommendation (“R&R”) of United States Magistrate Judge Craig S. Denney (ECF No. 60), recommending that the Court dismiss this action for Anderson’s failure to update his address or otherwise indicate an intent to prosecute this action. Anderson had until April 11, 2023 to file an objection. To date, no objection to the R&R has been filed.¹ For this reason, and as explained below, the Court adopts the R&R and dismisses this action.

Because there is no objection, the Court need not conduct *de novo* review and is satisfied Judge Denney did not clearly err. *See United States v. Reyna-Tapia*, 328 F.3d 1114, 1116 (9th Cir. 2003) (“De novo review of the magistrate judges’ findings and recommendations is required if, but *only* if, one or both parties file objections to the findings and recommendations.”) (emphasis in original). Here, Judge Denney recommends dismissing this action because Anderson has failed to update his address with the Court in accordance with Local Rule IA 3-1 or otherwise indicate an intent to prosecute this action, and the majority of the relevant factors weigh in favor of dismissal.

¹The R&R was returned as undeliverable. (ECF No. 61.) However, it is Anderson’s responsibility to file notification of any change of mailing address. See LR IA 3-1.

1 (ECF No. 60 at 4-5.) The Court agrees with Judge Denney. Having reviewed the R&R
2 and the record in this case, the Court will adopt the R&R.

3 It is therefore ordered that Judge Denney's Report and Recommendation (ECF
4 No. 60) is adopted.

5 It is further ordered that this action is dismissed without prejudice.

6 It is further ordered that Defendants' motion for leave to file confidential documents
7 under seal (ECF No. 49) is granted, and Defendants' motion for summary judgment (ECF
8 No. 48) is denied as moot.

9 The Clerk of Court is directed to enter judgment accordingly and close this case.

10 DATED THIS 14th Day of April 2023.

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12 MIRANDA M. DU
13 CHIEF UNITED STATES DISTRICT JUDGE
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